



## **Request for City Council Committee Action From the Department of Public Works**

**Date:** January 8, 2013

**To:** Honorable Sandra Colvin Roy, Chair Transportation & Public Works Committee

**Subject:** **Amending the Van White Memorial Boulevard Overpass Agreement with BNSF Railway Company.**

### **Recommendation:**

Authorize City Officials to execute and enter into an amended agreement with BNSF Railway Company extending construction access to BNSF from February 7, 2013 to November 7, 2013 to allow for the construction of Van White Memorial Boulevard. The amended agreement will include a \$30,000 payment to BNSF. Sufficient funds exist within the project budget for this action.

### **Previous Directives:**

- August 21, 2012 – Authorize staff to execute and enter an amended agreement with Hennepin County for the cost participation of the Van White Memorial Boulevard bridges and roadway.
- January 13, 2012 – Authorize staff to execute a contract with Edward Kraemer and Sons for the construction of the Van White roadway and bridges
- January 13, 2012 – Increase the project appropriation by \$500,000 and decreasing the Central Corridor Station Area Improvements appropriation by the same
- August 5, 2011 – Accept the project cost estimate and authorize City Officials to bid the project under a revised construction scenario.
- June 2, 2009 – Authorize City Staff to accept and execute CDBG-R (ARRA) HUD grant award of \$260,000
- October 11, 2008 – Authorize City Officials execute an amended agreement with Hennepin County related to County cost participation in the Van White Memorial Boulevard construction.
- August 3, 2005 – Approve receipt of Hennepin County Environmental Response Funds
- July 23, 2004 – Authorize staff to negotiate and enter into an agreement with TKDA for design services
- April 16, 2004 – Authorize execution of a cost participation agreement with Hennepin County and issuance of a Request for Proposal for a design and engineering consultant.
- December 28, 2001 – Approve and appropriation increase of \$10 million in federal funding
- May 18, 2001 – Approve the financing strategy for the project
- July 28, 2000 – Approve the project alignment
- March 24, 2000 – Approve the Near Northside and Bassett Creek Valley Master Plans.

**Prepared by:** Ole Mersinger, Project Engineer 673-3537

**Approved by:**

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Steven A. Kotke, P.E., City Engineer, Director of Public Works

**Presenter:** Ole Mersinger, Project Engineer, TP&E  
Jack Yuzna, Principal Professional Engineer, TP&E

**Reviews**

Permanent Review Committee (PRC): Approval \_\_\_\_ Date \_\_\_\_\_  
Civil Rights Approval Approval \_\_\_\_ Date \_\_\_\_\_  
Policy Review Group (PRG): Approval \_\_\_\_ Date \_\_\_\_\_

**Financial Impact**

No financial impact. Sufficient funds exist within the project budget for this action.

**Community Impact**

Neighborhood Notification: Community involvement has been ongoing as part of CPED redevelopment meetings.

City Goals: The project improves neighborhood connectivity

**Background/Supporting Information**Project Overview

The Van White Memorial Boulevard Project is currently under construction and is scheduled to be substantially completed by August, 2013. The project will provide direct highway access from the Heritage Park redevelopment and surrounding areas. The project scope includes construction of a post-tensioned box girder bridge over the BNSF Railway, a pre-stressed concrete beam bridge over Bassett Creek, and associated roadway between Dunwoody Boulevard and 2<sup>nd</sup> Ave N.

Construction Update

Construction is proceeding on schedule. 2012 construction was completed on December 21<sup>st</sup>, and work will resume in Spring 2013. 2012 construction highlights include the removal and disposal of soils impacted from various industrial activities at the site, completion of the bridge over Bassett Creek, completion of the new lane configurations at Dunwoody Boulevard and TH 394, and completion of the superstructure of the bridge across BNSF property. 2013 work involves completion of the bridge over BNSF, completion of the roadway between TH 394 and 2<sup>nd</sup> Avenue N, relocation of the Cedar Lake Bike Trail, and miscellaneous lighting and landscaping. It is anticipated the bridge and roadway will be open in August 2013.

Recommended Action

The main box girder bridge crosses tracks owned by BNSF. An overpass agreement with BNSF was executed in 2008 which provided the City air rights to construct the bridge over BNSF property, along with surface rights to BNSF's property during construction. The original agreement allowed for extension of the surface rights through February 7, 2013, which has already been executed by BNSF and the City. However, further access to BNSF's property is needed to complete the project in 2013. Under the recommended amendment, BNSF will provide temporary construction access until November 7, 2013 for \$30,000 payment by the City. Sufficient project funding exists for this amendment. The amendment allows for two additional months of access from the anticipated project substantial completion date in August 2013 to allow completion of any necessary punch list items.

Attachments: Van White Bridge Project – Attachment 1

Cc: CM Lisa Goodman  
CM Don Samuels  
Don Elwood, TPE  
Jack Yuzna, TPE